

**FULBRIGHT & JAWORSKI L.L.P.**

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
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AUSTIN, TEXAS 78701-3271  
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**FACSIMILE TRANSMISSION****GROUP 1600****DATE:** December 2, 2002**MATTER NUMBER:** 10016654

<b>RECIPIENT:</b>	<b>FAX NO.:</b>	<b>PHONE NO.:</b>
Examiner Konstantina Katcheves	(703) 305-3014	

**FROM:** David L. Parker**USER ID:** DP01982 **FLOOR:** 20**PHONE:** (512) 536-3055**FAX:** (512) 536-4598**RE:** UTXC:504**NUMBER OF PAGES WITH COVER PAGE:** 26**Message:**

RE: SN 08/726,211

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A REGISTERED LIMITED LIABILITY PARTNERSHIP

600 CONGRESS AVENUE, SUITE 2400

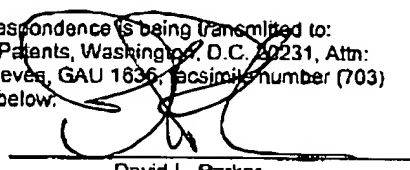
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December 2, 2002

CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. § 1.8	
I hereby certify that this correspondence is being transmitted to: Assistant Commissioner for Patents, Washington, D.C. 20231, Attn: Examiner Konstantina Katcheva, GAU 1636, facsimile number (703) (703) 305-3014 on the date below.	
<u>December 2, 2002</u> Date	 David L. Parker

Commissioner for Patents  
Washington, D.C. 20231

Re: *SN 8/726,211 entitled "INHIBITION OF BCL-2 PROTEIN EXPRESSION BY  
LIPOSOMAL ANTISENSE OLIGODEOXYNUCLEOTIDES" by Mar Tormo et al.*  
Our ref: UTXC:504/10016654 Client ref: MDA96-020

Commissioner:

Please find enclosed a Substitute Preliminary Amendment and Remarks for filing in the  
above-referenced patent application.

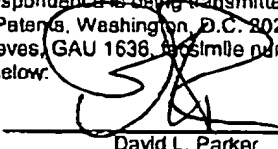
Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the  
enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright &  
Jaworski L.L.P. Account No.: 50-1212/UTXC:504.

  
Very truly yours,

David L. Parker  
Reg. No. 32,165

DLP/lb  
Enclosures

25237494.1

CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. § 1.8	
I hereby certify that this correspondence is being transmitted to: Assistant Commissioner for Patents, Washington, D.C. 20231, Attn: Examiner Konstantina Katcheves, GAU 1636, Facsimile number (703) (703) 305-3014 on the date below:	
December 2, 2002 Date	 David L. Parker

#43/h  
Leta  
12-3-02  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mar Tormo  
Ana M. Tari  
Gabriel Lopez-Berestein

Group Art Unit: 1636

Examiner: K. Katcheves

Serial No.: 08/726,211

Atty. Dkt. No.: UTXC:504

Filed: October 4, 1996

For: INHIBITION OF BCL-2 PROTEIN  
EXPRESSION BY LIPOSOMAL  
ANTISENSE  
OLIGODEOXYNUCLEOTIDES

**SUBSTITUTE PRELIMINARY AMENDMENT AND REMARKS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This substitute preliminary amendment is filed in response to the communication dated November 1, 2002, and is intended to take the place of the preliminary amendment and remarks filed August 8, 2002. As pointed out in the November 1, 2002 communication, the previous amendment contained certain errors in that it assumed that certain claims were pending when in fact they were not. The communication suggested resubmitting the amendment to present the erroneously amended claims as new claims. The present substitute amendment thus requests the